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**NEW YORK STATE ASSOCIATION
FOR
SOLID WASTE MANAGEMENT**
Established 1975

February 23, 2009

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Attention: STB Ex Parte No 684

Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423-0001

To Whom It May Concern

These comments are filed in response to the January 14, 2009 Notice of Proposed Rulemaking issued by the Surface Transportation Board. The Notice contained proposed rules to implement the provisions of the Clean Railroads Act of 2008, Pub. L. No. 110-432, 122 Stat. 4848, and indicated that comments on the proposal could be submitted to the Surface Transportation Board by February 23, 2009.

We have reviewed the Notice of Proposed Rulemaking, and the comments prepared on the Notice by the National Solid Wastes Management Association which are being submitted to you by separate letter, and we adopt the comments of the National Solid Wastes Management Association in their entirety.

Thank you for the opportunity to comment on this proposal.

Sincerely,

Michael V. Wolak
President
NYSASWM

MVW/aag

cc. NYSASWM Board Members

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Member of THE FEDERATION OF NEW YORK SOLID WASTE ASSOCIATIONS
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